IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 11TH SEPTEMBER 2007 / 20TH BHADRA 1929

WP(C).No. 27030 of 2007(P)

PETITIONER:

JESSY, W/O.LATE WILSON, KOLENCHERRY HOUSE, MANJAPRA P.O., ERNAKULAM DISTRICT.

BY ADV. SRI.E.C.POULOSE
SMT.BOBBY RAPHEAL.C

RESPONDENTS:

NEW INDIA ASSURANCE CO.LTD.,
REPRESENTED BY ITS BRANCH MANAGER,
ANGAMALY.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC,J.

W.P (C) No. 27030 of 2007

Dated this the 11th day of September, 2007

J U D G M E N T

The prayer made by the petitioner essentially was to release the portion of the Award amount in O.P. (MV) No.2077/2001 of M.A.C.T., Perumbavoor, that has been rejected by Exhibit-P3 for the only reason that the deposit will mature only after five years. I see no justification to decline the request of the petitioner as she bona fide needs the money.

2. I quash Exhibit-P3 and direct the respondent to permit the petitioner to withdraw the amount lying in deposit in pursuant to Award in O.P (MV)_2077/2001 of the M.A.C.T., Perumbavoor.

(ANTONY DOMINIC, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007